

SUPREME COURT OF ARKANSAS

No. 07-1249

DIANNA PAIGE SAUNDERS,

PETITIONER,

VS.

WILDER BROTHERS SAWMILL, INC.,
BOBBY D. DAVIS and LEN PITTS,

RESPONDENTS,

Opinion Delivered February 7, 2008

REQUEST TO WITHDRAW
CERTIFIED QUESTION.

2:05 CV 00219 WRW

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

FEB 08 2008

JAMES W. McCORMACK, CLERK
By: *[Signature]*
DEP. CLERK

REQUEST GRANTED, CERTIFIED
QUESTION DISMISSED.

PER CURIAM

We recently accepted a certified question from the United States District Court for the Eastern District of Arkansas. *See Saunders v. Wilder Bros. Sawmill, Inc.*, ___ Ark. ___, ___ S.W.3d ___ (Dec. 13, 2007) (per curiam). On December 18, 2007, Petitioner moved to dismiss, stating no controversy exists. We denied the motion and noted that the matter was certified to us by the District Court, not the Petitioner, and it was incumbent upon the District Court to withdraw the certified question. *See Saunders v. Wilder Bros. Sawmill, Inc.*, ___ Ark. ___, ___ S.W.3d ___ (Jan. 17, 2008) (per curiam).

Now we have a request from the District Court to consider the request for review withdrawn.

Request granted; certified question dismissed.

IMBER, J., not participating.

Leslie W. Steen
Clerk

Supreme Court of the State of Arkansas

Arkansas Court of Appeals

Justice Building

625 Marshall Street

Little Rock, Arkansas 72201

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U.S. DISTRICT COURT
E. DIST. OF ARKANSAS

February 7, 2008

James W. McCormack, Clerk
United States District Court
Eastern District of Arkansas
Office of the Clerk
600 West Capitol Avenue, Suite 402
Little Rock, AR 72201-3325

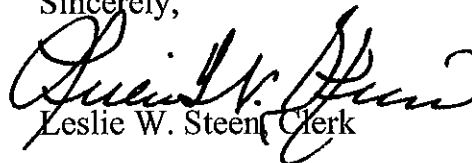
RE: 07 1249. Dianna Paige Saunders v. Wilder Brothers Sawmill, Inc.,
Bobby D. Davis and Len Pitts

Dear Mr. McCormack:

The Arkansas Supreme Court made the following order today in the above styled case:

"Request to withdraw certified question. Request granted, certified question dismissed. See per curiam this date. Imber, J., not participating."

Sincerely,



Leslie W. Steen, Clerk

LWS:jko

cc: Gary D. Marts, Jr.
James Jacob Lessmeister
Kyle Ray Wilson
Kathryn Murray Martinez
Don Michael Huckabay, Jr.
Richard Shane Strabala
Ryan Owsley
Kara B. Mikles
Honorable William R. Wilson, Jr.